

MEETINGS TO DATE 30
NO. OF REGULARS 24
NO. OF SPECIALS 6

LANCASTER, NEW YORK
DECEMBER 16, 1974

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 16th day of December, 1974 at 8:00 P.M. and there were

PRESENT:

LEO N. WEIMER, SUPERVISOR

JOSEPH R. BARNHARDT, COUNCILMAN

EDWARD A. BERENT, COUNCILMAN

PETER J. BOLENDER, COUNCILMAN

ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY

EDWARD J. FERON, JR., TOWN ENGINEER

JOHN F. LUME, HIGHWAY SUPERINTENDENT

VICTOR H. OTT, POLICE CHIEF

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:02 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster Insurance Requirements for year 1975.

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:02 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

<u>BIDDERS</u>	<u>BIDS</u>
1. Falzone Insurance Agency 462 Central Avenue Lancaster, New York 14086	\$ 46,464.96
2. Gahwe Brothers Agency, Inc. 5429 Broadway Lancaster, New York 14086	\$ 45,153.00
3. Depew Agency Inc. 5070 Broadway Depew, New York 14043	\$ 43,572.00
4. Thill-Demerly Agency, Inc. 5329 Broadway Lancaster, New York 14043	\$ 38,447.00
5. Lancaster Agency 5441 Broadway Lancaster, New York 14086	No total - To be determined upon tabulation.
6. Daggett Agency Inc. 209 Aurora Street Lancaster, New York 14086	\$ 46,416.00
7. Krawczyk, Roth & Gregg Inc. 51 Kennedy Court Lancaster, New York 14086	\$ 48,649.00
8. Robert E. Schaff Insurance 2143 Como Park Boulevard Lancaster, New York 14086	\$ 42,946.00
9. Brunea Agency 599 Harris Hill Road Lancaster, New York 14086	\$ 45,214.86

ON MOTION BY COUNCILMAN BARNHARDT, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to Stanton and Ryan, Insurance Consultants, for examination, tabulation, and recommendation.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	November, 1974
Zoning Inspector	September and October, 1974
Dog Warden	October and November, 1974

The Town Clerk reported that the following Board and Commission of the Town of Lancaster has filed with him minutes of their meetings as follows:

Planning Board	Meeting #18 November 20, 1974
Recreation Commission	August 2, 1974 August 29, 1974 September 18, 1974 October 9, 1974 November 12, 1974

COMMITTEE REPORTS:

Councilman Berent, for the Fire Committee, reported that his Committee and the four (4) fire companies which serve the Fire Protection District of the Town of Lancaster have reached agreement upon a new five (5) year Fire Protection Contract and that resolutions being adopted this evening are calling a Public Hearing on the proposed contracts.

Supervisor Weimer, presented and read a written report prepared by the Town Attorney of the Town of Lancaster relative to the petition of Rev. Erickson and a delegation of his parish concerning gas and electric utility company activities in regard to termination of service for non-payment of bills.

The Town Clerk was directed to receive and file the report of the Town Attorney.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held on December 2, 1974, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~clerk~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc. has previously entered into a contract with the Town of Lancaster to furnish fire protection within the Town of Lancaster for the sum of \$14,000.00 per year, and

WHEREAS, said Bowmansville Volunteer Fire Association, Inc. has, in accordance with Section 184 of the Town Law of the State of New York, requested termination of said contract and that a new contract be entered into in lieu thereof for an increased sum per annum, which proposed new contract is on file in the Office of the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State of New York, a public hearing will be held on the 6th day of January, 1975, at 8:00 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of such hearing be published in the Lancaster Enterprise-Journal, the official newspaper on December 19, 1974, and be posted on the Town Bulletin Board, which notice shall specify the time when and the place where said hearing will be held and describe in general terms the proposed contract and shall be in the following form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 16th day of December, 1974, the said Town Board will hold a public hearing on the 6th day of January, 1975, at 8:00 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of hearing all interested persons for or against the termination of the existing fire protection contract between the Town of Lancaster Fire Protection District and the Bowmansville Volunteer Fire Association, Inc. and a new contract in lieu thereof to be entered into by and between said parties, in accordance with Section 184 of the Town Law, for fire protection to be furnished by said fire association to the Fire Protection District established in the Town of Lancaster, upon the following general terms, to wit:

- A. The Bowmansville Volunteer Fire Association, Inc. shall answer and attend upon all calls in said Fire Protection District, and first-alarm fire calls and provide first aid and rescue service, as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in said proposed contract filed in the Town Clerk's Office.
- B. For such services, the said Fire Association shall receive payment as follows:

January 1, 1975 to December 31, 1975	\$ 17,200.00
January 1, 1976 to December 31, 1976	20,400.00
January 1, 1977 to December 31, 1977	23,600.00
January 1, 1978 to December 31, 1978	26,800.00
January 1, 1979 to December 31, 1979	30,000.00
- C. Such other incidental terms as may be necessary or proper in connection with such contracting.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

Dated: December 16, 1974

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Millgrove Volunteer Fire Department, Inc. has
previously entered into a contract with the Town of Lancaster to furnish fire
protection within the Town of Lancaster for the sum of \$3,375.00 per year,
and

WHEREAS, said Millgrove Volunteer Fire Department, Inc. has, in
accordance with Section 184 of the Town Law of the State of New York,
requested termination of said contract and that a new contract be entered
into in lieu thereof for an increased sum per annum, which proposed new
contract is on file in the Office of the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State
of New York, a public hearing will be held on the 6th day of January, 1975,
at 8:10 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall,
21 Central Avenue, Lancaster, New York, and that Notice of such hearing be
published in the Lancaster Enterprise-Journal, the official newspaper on
December 19, 1974, and be posted on the Town Bulletin Board, which notice
shall specify the time when and the place where said hearing will be held and
describe in general terms the proposed contract and shall be in the following
form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 16th day of December, 1974, the said Town Board will hold a public hearing on the 6th day of January, 1975, at 8:10 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of hearing all interested persons for or against the termination of the existing fire protection contract between the Town of Lancaster Fire Protection District and the Millgrove Volunteer Fire Department, Inc. and a new contract in lieu thereof to be entered into by and between said parties, in accordance with Section 184 of the Town Law, for fire protection to be furnished by said fire department to the Fire Protection District established in the Town of Lancaster, upon the following general terms, to wit:

- A. The Millgrove Volunteer Fire Department, Inc. shall answer and attend upon all calls in said Fire Protection District, and provide emergency first aid, rescue and emergency transportation service, as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in said proposed contract filed in the Town Clerk's Office.
- B. For such services, the said Fire Department shall receive payment as follows:

January 1, 1975 to December 31, 1975	\$ 3,900.00
January 1, 1976 to December 31, 1976	4,425.00
January 1, 1977 to December 31, 1977	4,950.00
January 1, 1978 to December 31, 1978	5,475.00
January 1, 1979 to December 31, 1979	6,000.00
- C. Such other incidental terms as may be necessary or proper in connection with such contracting.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

Dated: December 16, 1974

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc. has previously entered into a contract with the Town of Lancaster to furnish fire protection within the Town of Lancaster for the sum of \$14,000.00 per year, and

WHEREAS, said Town Line Volunteer Fire Department, Inc. has, in accordance with Section 184 of the Town Law of the State of New York, requested termination of said contract and that a new contract be entered into in lieu thereof for an increased sum per annum, which proposed new contract is on file in the Office of the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State of New York, a public hearing will be held on the 6th day of January, 1975, at 8:20 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of such hearing be published in the Lancaster Enterprise-Journal, the official newspaper on December 19, 1974, and be posted on the Town Bulletin Board, which notice shall specify the time when and the place where said hearing will be held and describe in general terms the proposed contract and shall be in the following form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 16th day of December, 1974, the said Town Board will hold a public hearing on the 6th day of January, 1975, at 8:20 o'clock P.M., Eastern Standard Time; at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of hearing all interested persons for or against the termination of the existing fire protection contract between the Town of Lancaster Fire Protection District and the Town Line Volunteer Fire Department, Inc., and a new contract in lieu thereof to be entered into by and between said parties, in accordance with Section 184 of the Town Law, for fire protection to be furnished by said fire department to the Fire Protection District established in the Town of Lancaster, upon the following general terms, to wit:

- A. The Town Line Volunteer Fire Department, Inc. shall answer and attend upon all calls in said Fire Protection District, and first-alarm fire calls and provide first aid and rescue service, as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in said proposed contract filed in the Town Clerk's Office.
- B. For such services, the said Fire Department shall receive payment as follows:

January 1, 1975 to December 31, 1975	\$ 16,300.00
January 1, 1976 to December 31, 1976	18,600.00
January 1, 1977 to December 31, 1977	20,900.00
January 1, 1978 to December 31, 1978	23,200.00
January 1, 1979 to December 31, 1979	25,500.00
- C. Such other incidental terms as may be necessary or proper in connection with such contracting.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

Dated: December 16, 1974

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc. has previously entered into a contract with the Town of Lancaster to furnish fire protection within the Town of Lancaster for the sum of \$14,000.00 per year, and

WHEREAS, said Twin District Volunteer Fire Company, Inc., has, in accordance with Section 184 of the Town Law of the State of New York, requested termination of said contract and that a new contract be entered into in lieu thereof for an increased sum per annum, which proposed new contract is on file in the Office of the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State of New York, a public hearing will be held on the 6th day of January, 1975, at 8:30 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of such hearing be published in the Lancaster Enterprise-Journal, the official newspaper on December 19, 1974, and be posted on the Town Bulletin Board, which notice shall specify the time when and the place where said hearing will be held and describe in general terms the proposed contract and shall be in the following form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 16th day of December, 1974, the said Town Board will hold a public hearing on the 6th day of January, 1975, at 8:30 o'clock P.M., Eastern Standard Time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of hearing all interested persons for or against the termination of the existing fire protection contract between the Town of Lancaster Fire Protection District and the Twin District Volunteer Fire Company, Inc., and a new contract in lieu thereof to be entered into by and between said parties, in accordance with Section 184 of the Town Law, for fire protection to be furnished by said fire company to the Fire Protection District established in the Town of Lancaster, upon the following general terms, to wit:

A. The Twin District Volunteer Fire Company, Inc. shall answer and attend upon all calls in said Fire Protection District, and first-alarm fire calls in that territory described in said proposed contract filed in the Town Clerk's Office.

B. For such services, the said Fire Department shall receive payment as follows:

January 1, 1975 to December 31, 1975	\$ 16,200.00
January 1, 1976 to December 31, 1976	18,400.00
January 1, 1977 to December 31, 1977	20,600.00
January 1, 1978 to December 31, 1978	22,800.00
January 1, 1979 to December 31, 1979	25,000.00

C. Such other incidental terms as may be necessary or proper in connection with such contracting.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

Dated: December 16, 1974

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR WEIMER	VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Town of Lancaster has previously invited bids for the
furnishing of fuel oil for the needs and requirements of the Town of
Lancaster for the year 1975, and

WHEREAS, Kurk Fuel Oil Company has submitted the lowest responsible
bid in accordance with the specifications therefor in the amount of \$.386
per gallon,

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of Kurk Fuel Oil Company in the amount
of \$.386 per gallon be and hereby is accepted, said oil delivered to be
metered and metered delivery checks to be submitted therewith, and

BE IT FURTHER

RESOLVED, that the Town Attorney prepare the necessary contract and
the Supervisor be and hereby is authorized and directed to execute said
contract on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

The resolution was thereupon ^{duly} unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, it is in the public interest for the Town of Lancaster
to avail itself of the benefits of employment under Title II of the
Comprehensive Employment and Training Act of 1973, and

WHEREAS, to do so it was necessary that the Supervisor execute
an agreement between the Town of Lancaster and the County of Erie in that
regard,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute the contractual agreement between the Town of Lancaster
and the County of Erie to create certain positions under Title II of the
Comprehensive Employment and Training Act of 1973.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BOLENDER , WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue,
Buffalo, New York, has heretofore been issued a permit and renewals
thereof to operate a Sanitary Land Fill within the Town of Lancaster for
the period September 1, 1961 to December 31, 1974 on a parcel of land east
of Gunnville Road containing approximately 97.5 acres, and

WHEREAS, the permittee has filed an application with the Town Clerk
of the Town of Lancaster for a renewal of its permit to operate a
Sanitary Land Fill on this 97.5 acre parcel for the year 1975 in
accordance with the same terms and conditions as the original permit,
subject, however, to the increased permit fee of \$.75 per load, and

WHEREAS, the Town Clerk of the Town of Lancaster by letter dated
December 13, 1974 has informed the Town Board that he has reviewed the
renewal application

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is
hereby authorized to issue a renewal permit to Lancaster Sanitary Land
Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, for the purpose of
operating a Sanitary Land Fill within the Town of Lancaster during the
year 1975 on a parcel of land containing approximately 97.5 acres, all
in accordance with the renewal application of the corporation as filed
in the office of the Town Clerk, with bond amount hereby set by the Town
Board in the amount of \$25,000.00, and

BE IT FURTHER

RESOLVED, that the following surety bond be and is hereby approved
as to form and sufficiency of the surety:

The Travelers Indemnity Company and Lancaster
Sanitary Land Fill, Inc. in the amount of
\$25,000.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~only~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BOLENDER , WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, has heretofore been issued a permit to operate a Sanitary Land Fill within the Town of Lancaster for the period July 1, 1974 to December 31, 1974 on a parcel of land east of Gunnville Road containing approximately 78 acres, and

WHEREAS, the permittee has filed an application with the Town Clerk of the Town of Lancaster for a renewal of its permit to operate a Sanitary Land Fill on this 78 acre parcel for the year 1975 in accordance with the same terms and conditions as the original permit, and

WHEREAS, the Town Clerk of the Town of Lancaster by letter dated December 13, 1974 has informed the Town Board that he has reviewed the renewal application, and also certified that there are no reports or additional license fees in arrears

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to issue a renewal permit to Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, for the purpose of operating a Sanitary Land Fill within the Town of Lancaster during the year 1975 on a parcel of land containing approximately 78 acres, all in accordance with the renewal application of the corporation as filed in the office of the Town Clerk, with bond amount hereby set by the Town Board in the amount of \$25,000.00, and

BE IT FURTHER

RESOLVED, that the following surety bond be and is hereby approved as to form and sufficiency of the surety:

The Travelers Indemnity Company and Lancaster
Sanitary Land Fill, Inc. in the amount of
\$25,000.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~and~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BOLENDER, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

WHEREAS, Pine Hill Concrete Mix Corporation, 2255 Bailey Avenue,
Buffalo, New York; Lancaster Stone Products Corporation, 5833 Main Street,
Buffalo, New York; and Houdaille Construction Materials, Inc. (Buffalo
Plant) within the Town of Lancaster, have filed applications with the
Town Clerk of the Town of Lancaster to make excavations within the Town
of Lancaster during the year 1975

NOW, THEREFORE, BE IT

RESOLVED, as follows:

Section 1 - That the Town Clerk of the Town of Lancaster
is hereby authorized to issue a permit to
Pine Hill Concrete Mix Corporation, 2255
Bailey Avenue, Buffalo, New York, for the
purpose of making excavations within the
Town of Lancaster during the year 1975 in
accordance with the application of the
Town Clerk, with bond amount hereby set by
the Town Board in the amount of \$50,000.00.

Section 2 - That the Town Clerk of the Town of Lancaster
is hereby authorized to issue a permit to
Lancaster Stone Products Corporation, 5833
Main Street, Buffalo, New York, for the
purpose of making excavations within the
Town of Lancaster during the year 1975 in
accordance with the application of the
corporation as filed in the Office of the
Town Clerk, with bond amount hereby set
by the Town Board in the amount of \$50,000.00.

Section 3 - That the Town Clerk of the Town of Lancaster
is hereby authorized to issue a permit to
Houdaille Construction Materials, Inc.
(Buffalo Plant) for the purpose of making
excavations within the Town of Lancaster
during the year 1975 in accordance with
the application of the corporation as filed
in the Office of the Town Clerk, with bond
amount hereby set by the Town Board in the
amount of \$50,000.00

and,

BE IT FURTHER

RESOLVED, that the following surety bonds be and are hereby approved
as to form and sufficiency of the surety:

The Travelers Indemnity Company and Pine Hill
Concrete Mix Corporation in the amount of
\$50,000.00.

The Travelers Indemnity Company and Lancaster
Stone Products Corporation in the amount of
\$50,000.00

Liberty Mutual Insurance Company and Houdaille
Construction Materials, Inc. in the amount of
\$50,000.00

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Town Board has become increasingly alarmed over recent utility rate increases granted by the Public Service Commission and rapidly scheduled hearings for additional increases in gas and electric service rates, and

WHEREAS, such additional increases, if granted, will have a disastrous economic effect on all residents of the Town of Lancaster and especially upon the elderly struggling to survive on fixed incomes and maintain the dignity of personal independence without resorting to Social Welfare Aid, and

WHEREAS, residents of the Town of Lancaster have requested the Town Board to make their feelings known to the Public Service Commission in this regard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board memorialize the Public Service Commission and notify said Commission of its opposition on behalf of the residents of the Town of Lancaster of the proposed rate increases requested by New York State Electric & Gas Corporation and National Fuel Gas Corporation.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

xxx
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, an error was made in the resolution of the Town Board of
the Town of Lancaster adopted on July 1, 1974, relative to certain amendments
in Items 1 and 5 of the 1974 Highway Budget,

NOW, THEREFORE, BE IT

RESOLVED, that so much of the aforesaid resolution pertaining to
Item 5 of the 1974 Highway Budget be and hereby is rescinded, and

BE IT FURTHER

RESOLVED, that Item 5 of the 1974 Highway Budget be and hereby is
amended as follows:

ITEM 5 - IMPROVEMENT PROGRAM FUND

<u>Account No.</u>	<u>Account</u>	<u>Original Budget</u>	<u>+Increase -Decrease</u>	<u>Amended Budget</u>
DE960	Appropriations	27,000.00	+ 9,000.00	36,000.00
DE5150.49	Contractual Expense	27,000.00	+ 9,000.00	36,000.00
DE510	Estimated Revenue	22,662.69	+ 13,337.31	36,000.00
DE1001	Real Property Taxes	15,812.69	+ 11,187.31	27,000.00
DE2401	Interest Earnings	100.00	- 100.00	-
DE3521	State Aid - Highway Improvement Program	6,750.00	+ 2,250.00	9,000.00
DE599	Appropriated Fund Balance	4,337.31	- 4,337.31	-

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following transfers within the Town Accounts
of the Town of Lancaster be effected:

	<u>From</u>		<u>To</u>	
	<u>Account</u>	<u>Amount</u>	<u>Account</u>	<u>Amount</u>
<u>GENERAL FUND</u>				
<u>Supervisor</u>				
Contingent	1990	\$ 500.00		
Personal Services			1220.1	\$ 500.00
<u>Town Justices</u>				
Equipment	1110.2	146.42		
Contractual Expense			1110.47	146.42
<u>Auditor</u>				
Appropriated Fund				
Balance	599.1	3850.00		
Contractual Expense			1320.47	3850.00
Appropriated Fund				
Balance	599.1	4500.00		
Personnel			1430.0	4500.00
<u>Tax Collection</u>				
Equipment	1330.2	68.17		
Contractual Expense			1330.47	68.17
<u>Buildings-Town Hall</u>				
Equipment	1620.2	605.01		
Contractual Expense			1620.47	605.01
Repairs & Maintenance	1620.48	5000.00		
Contractual Expense			1620.47	5000.00
Contingent	1990	1900.00		
Contractual Expense			1620.47	1900.00
Equipment	1620.2	145.00		
Material & Supplies			1620.49	145.00
Equipment	1620.2	225.00		
Personal Services			1620.1	225.00
<u>Unallocated Insurance</u>				
Contingent	1990	954.00		
Unallocated Insurance			1910	954.00
<u>Police</u>				
Equipment	3120.2	2395.59		
Repairs & Maintenance			3120.48	2395.59
Contractual Expense	3120.47	1850.00		
Repairs & Maintenance			3120.48	1850.00
Materials & Supplies	3120.49	1000.00		
Repairs & Maintenances			3120.48	1000.00
<u>Garage</u>				
Repairs & Maintenance	5132.48	200.00		
Contractual Expense			5132.47	200.00

	<u>From</u>		<u>To</u>	
	<u>Account</u>	<u>Amount</u>	<u>Account</u>	<u>Amount</u>
<u>Recreation</u>				
Equipment	7020.2	\$ 600.00	7020.1	\$ 600.00
Personal Services				
Repairs & Maintenance	7020.48	900.00	7020.47	900.00
Contractual Expense				
Pool Repair & Maint.	7140.48	298.96	7140.49	298.96
Playgrounds, Material & Supplies				
Material & Supplies	7020.49	600.00	7610.47	600.00
Contractual Expense				
<u>Library</u>				
Lancaster Branch, Repairs & Maintenance	7410.48	100.00		
Depew Branch Repairs & Maintenance			7411.48	100.00
<u>Programs for Aging</u>				
Equipment	7610.2	580.00		
Contractual Expense			7610.47	580.00
Materials & Supplies	7610.49	700.00		
Contractual Expense			7610.47	700.00
<u>Shade Trees</u>				
Contractual Expense	8560.47	3100.00		
Materials & Supplies			8560.49	3100.00
<u>PART TOWN FUND</u>				
<u>Safety Inspection</u>				
Equipment	3620.2	100.00		
Contractual Expense			3620.47	100.00
<u>Zoning</u>				
Planning Contr. Expense	8020.47	1100.00		
Zoning Contr. Expense			8010.47	1100.00
<u>HIGHWAY FUND</u>				
<u>Snow Removal, Item 4</u>				
Contractual Expense	5142.4	10,000.00		
Personal Services			5142.1	10,000.00
<u>Repairs & Improve. Fund, Item 1</u>				
Personal Services	5110.1	1900.00		
Materials & Supplies			5110.49	1900.00
<u>SPECIAL DISTRICTS</u>				
<u>S.S. District No. 1</u>				
Repairs & Maintenance General	8120.48	50.00	8120.47	50.00
<u>S.S. District No. 2</u>				
Repairs & Maintenance General	8120.48	242.50	8120.47	242.50
Appropriated Fund Balance	599	25.00		
General			8120.47	25.00
Appropriated Fund Balance	599	375.00		
Materials & Supplies			8120.49	375.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster is deeply concerned that aged, infirm or destitute individuals may suffer the discontinuance of gas or electric service during the months of October to April inclusive for non-payment of bills either because of infirmity or the lack of funds therefor, and

WHEREAS, a procedure of notification by gas and electric utility companies of such anticipated disconnection of service during said months to the Commissioner of Social Welfare or comparable officer of each County and a proper investigation of circumstances could avert a tragedy such as occurred in the City of Schenectady due to such discontinuance of gas or electric service,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster memorialize the proper committees of both Houses of the State Legislature to amend the Transportation Corporations Law and Social Services Law to provide for notice by gas or electric utility companies to the Social Welfare Commissioner or similar officer of each County before disconnection of service for gas or electricity during the months of October to April inclusive, and to further provide that said County Commissioner or similar officer make a prompt investigation to determine whether public financial assistance should be granted in each instance to assure continuity of gas and electric service.

The question of the adoption of the foregoing resolution was duly put to a vote 'bn roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~

The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN METZ, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and are
hereby approved and the issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
137	William Bosse	177 Peppermint Road	ER. FR. BR. VEN. SING. DWLG. PVT. GAR.
138	Rudco Industries	4404 Walden Avenue	ER. STL. FACTORY

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

~~and~~
The resolution was thereupon unanimously adopted.

December 16, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BOLENDER, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 1390 to 1482 Incl.	\$ 39,714.68
Special District Funds	No. 96 to 101 Incl.	\$ 36,044.32
Part Town Funds	No. 106 to 109 Incl.	\$ 1,219.85
Highway Funds	No. 290 to 305 Incl.	\$ 84,348.83
Federal Revenue Sharing	No. 9 to 10 Incl.	\$ 101,754.00
Capital Funds	No. 43 to 46 Incl.	\$ 390,800.00

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

December 16, 1974

STATUS REPORTS ON UNFINISHED BUSINESS:

1. Signalization - Walden and Ransom

Councilman Berent reported on December 16, 1974 that parts and materials necessary for the installation of this signal are on order and that further progress awaits receipt of the necessary materials.

PERSONS ADDRESSING THE TOWN BOARD:

Mr. Donald Hydock, 49 Taft Avenue, Lancaster, New York, asked the Town Board if anything has been done concerning his request for municipal plowing of sidewalks on Central Avenue near the High School.

Councilman Metz informed Mr. Hydock that he has not completed his investigation of the request but hopes to have his investigation complete by the next Town Board Meeting.

The Rev. Robert Erickson, 40 Albert Drive, Lancaster, New York; Mrs. Mary Rose English, 52 Harvey Drive, Lancaster, New York; and Mr. Donald Hydock, 49 Taft Avenue, Lancaster, New York, spoke with the Supervisor and Town Board at great length concerning the petition of Rev. Erickson and his petitioners relative to notification to some Municipal Board or Body by the electric or gas company prior to the termination and discontinuance of utilities for aged or disadvantaged citizens during the hazardous winter months of October through April. The net result of the discussion was to have the Supervisor of the Town of Lancaster arrange a joint meeting between Rev. Erickson and his people, the Town Board, and a responsible authoritative representative from both the gas and electric utility companies for the purpose of working out some feasible plan for proper notification prior to discontinuance of utility service.

Mr. Dick Sharpe, 393 Gould Avenue, Depew, New York and Mr. Dan Stroka, 70 Aurora Street, Lancaster, New York, representing the Lancaster-Depew Jaycees, discussed with the Board the proper procedure for donating to the Town of Lancaster a vehicle for use by the Town of Lancaster Youth Bureau, Youth Services, and Narcotic Guidance Council.

COMMUNICATIONS:DISPOSITION

342. Town Clerk to Town Board -
Resume of actions taken in response to directives and resolutions of Monday, December 2, 1974.
343. Town Attorney to Mr. & Mrs. Herbert Laney -
Notification - Authorization for remedial drainage work on premises under easement.
344. Betty Laurisch to Town Board -
Complaint - Cutting of trees on right-of-way.
345. State Public Service Commission to Town Clerk -
Re: Public Hearing set for January 7, 1975 - N.Y.S. E. & G. Corp. - Electric Rate Increase.
346. State Dept. of Transportation to Town Clerk -
Transmittal - Notice of Order - Stop Sign controls on Jefferson and Giele Avenue and Yield Sign on Monroe Avenue.
347. Niagara Frontier Transportation Committee to Supervisor -
Notification of N.F.T.C. - Public Forums to be held in Niagara Falls.
348. N.Y.S. Dept. of Environmental Conservation to Applicants for State and Federal Grants for the Construction of Water Quality Improvement Projects -
Re: Effect of Final Title II Regulations on Federal Participation in Preliminary and Final Design of Water Quality Improvement Projects After November 1, 1974.
349. Corresponding Secretary, Twin District Volunteer Fire Co., Inc. to Town Clerk -
Notification - Elected Officers for 1975.
350. Secretary, Millgrove Vol. Fire Co., Inc. to Town Board -
Notification - Acceptance of new five year contract.
351. Supervisor to Town Board -
Investment of \$195,000.00 at M & T Trust Co. on December 2, 1974 for total dollar earning of \$2,145.00.
352. Corresponding Secretary, Bowmansville Vol. Fire Assoc., Inc. to Town Clerk -
Notification - Acceptance of new fire contract.
353. Congressman Kemp to Town Clerk -
Notification - Passage of the Safe Drinking Water Act by House.
354. President, Twin District Vol. Fire Co., Inc. to Town Clerk -
Notification - Acceptance of new five year contract.

R & F

R & F

Highway Supt.
Highway Committee

Town Attorney

Highway Supt.
Police Chief
Town Attorney

R & F

Town Engineers

R & F

R & F

R & F

R & F

R & F

R & F

COMMUNICATIONS:DISPOSITION

355. President, Town Line Vol. Fire Dept. Inc.
to Town Board -
Notification - Acceptance of new fire
contracts.
356. Recreation Director to Town Board -
Request authorization to attend the
Physical Education and Recreation
Conference at Kiamesha Lake, New York
at total cost of \$275.00.
357. Town Clerk to Town Board -
Re: Lancaster Sanitary Land Fill, Inc.
Permit No. 1 Renewal Application -
Original 97.5 acre parcel.
358. Town Clerk to Town Board -
Re: Lancaster Sanitary Land Fill, Inc.
Permit No. 2 Renewal Application -
78 acre parcel.
359. Clarence Rainess & Co. to Supervisor -
Notification - Examination of financial
records for year ended December 31,
1974 to be made.
360. Recreation Director to Town Board -
Request authorization for Mr. Richard
Wojciechowski to attend Recreation
Conference January 23, 24, 25, and 26
at Kiamesha Lake, New York for total
cost of \$175.00.
361. Town Clerk to Town Board -
Recommendation - Approval of 1975
Excavating Permits for Pine Hill
Concrete Mix Corp; Lancaster Stone
Products Corp., and Houdaille
Construction Materials, Inc.
362. State Public Service Commission to Town
Clerk -
Re: Reserve Gas Company, Inc. - Gas
Rate Increase Public Hearing to be set.
363. Jack Bromwich to Env. Conservation
Commission to Town Board -
Notification - Resignation from
Environmental Conservation Commission.
364. County Director, Manpower Services to
Supervisor -
Transmittal - Contractual Agreement
between County and Town creating
positions under Comprehensive
Employment and Training Act of 1973.

R & F

Town Attorney

R & F

R & F

Town Attorney

R & F

Town Attorney

R & F

R & F

Env. Cons. Comm.

R & F

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 9:45 P.M.

Signed


Robert P. Thill, Town Clerk